

REMARKS

Claims 1-10 and 12 remain in the application for consideration of the Examiner.

Reconsideration and withdrawal of the outstanding rejections are respectfully requested in light of the following remarks.

Claims 1-6 were rejected under 35 U.S.C. § 103 as being unpatentable over Rathunde in view of Jeffries.

These rejections are respectfully traversed.

Rathunde does not disclose or suggest the presently claimed invention including the device driver performing at least some ECC instruction in independent Claim 1.

Rathunde discloses a software driver array 211 and a distinctly separate virtual I/O daemons 213.

In this connection, Rathunde discloses the daemons 213 operated in the background to determine if any array recovery data recreation or parity generation is required based on virtual I/O operations and the estate of the array configuration.

The Examiner's attention is directed to the fact that the daemons 213 is not the driver 211 nor physical driver 221.

Jeffries does not disclose or suggest the presently claimed invention including the device driver performing at least some ECC instruction in independent Claim 1.

Jeffries discloses a RAI system however, does not disclose the above mentioned subject matter.

Applicants appreciate the indication that Claims 7-10 and 12 are allowed.

In light of the above, it is respectfully submitted that the present application is in condition for allowance, and notice to that effect is respectfully requested.

While it is believed that the instant response places the application in condition for allowance, should the Examiner have any further comments or suggestions, it is respectfully requested that the Examiner contact the undersigned in order to expeditiously resolve any outstanding issues.

To the extent necessary, Applicant petitions for an Extension of Time under 37 CFR 1.136. Please charge any fees in connection with the filing of this paper, including extension of time fees, to the deposit account of Texas Instruments Incorporated, Account No. 20-0668.

Respectfully submitted,



W. Daniel Swayze, Jr.
Attorney for Applicant
Reg. No. 34,478

Texas Instruments Incorporated
P.O. Box 655474, MS 3999
Dallas, TX 75265
(972) 917-5633